

# EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

and

COMMONWEALTH OF  
PENNSYLVANIA  
DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

*Plaintiffs,*

v.

CAPITAL REGION WATER

and

THE CITY OF HARRISBURG, PA,

*Defendants.*

Civil Action No. 1:15-cv-00291-CCC

(Judge Christopher C. Conner)

**DECLARATION OF STEVEN MASLOWSKI**

I, Steven J. Maslowski, pursuant to 28 U.S.C. § 1746, and based on my personal knowledge, my involvement with this case over many years, and my review of relevant records in this matter, do hereby declare and state as follows:

1. I submit this declaration in support of the Opposition of the United States of America to the Motion to Intervene that the Lower Susquehanna

Riverkeeper Association filed in this case. Except where noted otherwise, I have personal knowledge of the information set forth below.

2. I am the technical representative from the U.S. Environmental Protection Agency Region III Water Protection Division responsible for tracking progress under the Partial Consent Decree entered in this case. I have been employed at EPA for more than 20 years. I have participated in this matter during the many years of negotiation of the Consent Decree, through its lodging and entry in 2015, to the present.

3. Previously, I submitted a declaration in this matter dated February 15, 2018, in support of a status report filed by the United States (ECF No. 18-1).

4. One of the deliverables that CRW needs to develop in accordance with the Consent Decree is a Long Term Control Plan ("LTCP"). I have reviewed more than 30 LTCPs as part of my work at EPA. Developing and implementing an LTCP can take years and millions of dollars.

5. As part of its obligations under the Consent Decree, CRW submitted an LTCP for review and approval by the United States and our co-Plaintiff, the Pennsylvania Department of Environmental Protection. Plaintiffs did not approve the LTCP.

6. CRW continues to face challenges in developing an approvable LTCP because its system requires repairs to get to a baseline operating condition. The term “baseline” means functioning as designed.

7. Plaintiffs have worked with CRW over the past year to identify projects necessary to bring the sewer system to a baseline that can support an approvable LTCP.

8. The Parties are currently negotiating these projects as part of a potential modification to the Consent Decree.

9. Although an LTCP has not yet been approved as part of this settlement, CRW has completed significant work pursuant to the Consent Decree, and Plaintiffs have expended substantial effort enforcing the Consent Decree.

10. Since entry of the Consent Decree, CRW has investigated over 90 miles of sewer pipe, upgraded the system’s pump stations and wastewater treatment plant, repaired approximately 116 sink holes and multiple interceptors, and inspected, repaired, and cleaned every catch basin in the system.

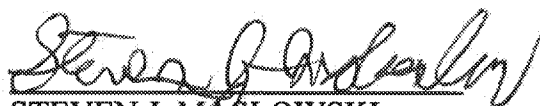
11. Plaintiffs initially disapproved and provided substantial comments on a number of CRW’s required submissions under the Consent Decree. CRW continues to be responsive to Plaintiffs’ comments and concerns.

12. Where appropriate, Plaintiffs have demanded stipulated penalties for CRW’s noncompliance with terms of the Consent Decree, which CRW has paid.

At times, Plaintiffs have also used their unreviewable discretion to reduce or waive penalties that may have accrued.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 26, 2021, in Haddonfield, New Jersey

A handwritten signature in cursive script, appearing to read "Steven J. Maslowski", is written over a horizontal line.

STEVEN J. MASLOWSKI  
EPA Region III  
Philadelphia, Pennsylvania